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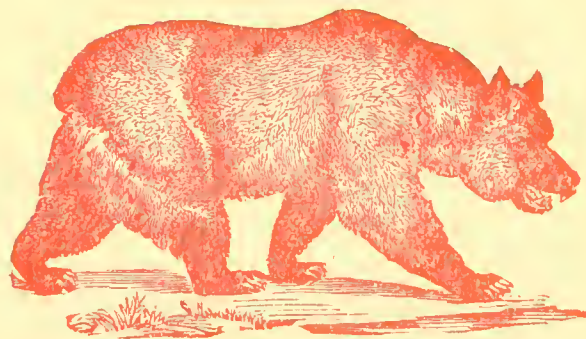








Society  
of  
Colonial Wars  
in the  
State of California.







By-Laws

of the

Society of Colonial Wars

of

of the

State of California.



1896

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The Society

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**Nostra Tuebimur Ipsi**

**T**HE Code of By-Laws of the Society of Colonial Wars in the State of California was adopted at its First General Court held in the city of Los Angeles on the seventh day of March, 1896.

The untimely death of the Secretary, Harry Woodville Latham, has filled our hearts with sorrow that so bright a young life should be taken from us in the midst of his usefulness. All of the work of the Society properly falling to the duties of his office, has been necessarily delayed, but there is so general a demand for copies of the By-Laws, that I have thought it best to have them issued at once, and not to postpone their publication to an indefinite future. I therefore certify to the correctness of this printed copy of the By-Laws without waiting for the election of a Secretary, to whom such an attestation more properly belongs.

HOLDRIDGE OZRO COLLINS,

*Los Angeles, Cal., June 15, 1896.*

*Governor.*

## Article I.

### NAME.

**T**HE Society shall be known by the name and title of  
“Society of Colonial Wars in the State of California.”

## Article II.

### MEMBERSHIP.

**A**NY male person above the age of twenty-one years, of good moral character and reputation, shall be eligible to membership in the Society of Colonial Wars in the State of California, who is lineally descended in the male or female line from an ancestor :

(1.) Who served as a military or naval officer, or as a soldier, sailor or marine, or a privateersman, under authority of the Colonies which afterward formed the United States, or in the forces of Great Britain which participated with those of the said Colonies in any wars in which the said Colonies were engaged, or in which they enrolled men, from the settlement of Jamestown, May 13th, 1607, to the battle of Lexington, April 19th, 1775 ; or,

(2.) Who held office in any of the Colonies between the dates mentioned, either as

(a) Director-General, Vice-Director-General, or member of the Council or legislative body in the Colony of New Netherland ;

(b) Governor, Lieutenant or Deputy-Governor, Lord Proprietor, member of the King's or Governor's Council or legislative body in the Colonies of New York, New Jersey, Virginia, Pennsylvania and Delaware ;

(c) Lord Proprietor, Governor, Deputy-Governor, or member of the Council, or of the legislative body in Maryland and the Carolinas ;

(d) Governor, Deputy-Governor, Governor's Assistant, or Commissioner to the United Colonies of New England, or

member of the Council, body of assistants, or legislative body in any of the New England Colonies.

### Article III.

#### OFFICERS.

THE officers of this Society shall be a Governor, a Deputy-Governor, a Lieutenant-Governor, a Deputy-Governor General, a Secretary, a Treasurer, a Registrar, a Historian, a Chaplain, a Chancellor and a Surgeon, who shall be *ex officio* members of the Council.

### Article IV.

#### GENTLEMEN OF THE COUNCIL AND COMMITTEES.

THERE shall be a Council, consisting of nine members, who shall be styled "Gentlemen of the Council," in addition to the *ex officio* members; a Committee on Membership, consisting of five members; a Committee on Historical Documents, consisting of three members, and a Committee on Entertainment, consisting of five members.

### Article V.

#### ELECTION OF OFFICERS.

THE officers, together with the Gentlemen of the Council, the delegates and alternates to the General Society, and members of all the Standing Committees, except the Committee on Membership and the Deputy-Governor General, shall be elected by ballot at the General Court. A plurality vote shall elect, and said officers and committees shall hold office for one year, or until their successors shall be duly elected and qualified.

Vacancies among the officers, or in the Council or Committees, shall be filled for the residue of the current year at any meeting of the Council called for that purpose.

*Provided:* That in case there shall be a vacancy in the



office of Governor, the Deputy-Governor, and in case of his inability to act, the Lieutenant-Governor shall thereupon succeed to said office of Governor.

The Deputy-Governor General shall be elected by the delegates to the General Society.

## Article VI.

### COUNCIL.

THE Council may provide by resolution for regular meetings, but it may be convened at the call of the Governor or Secretary, or upon the written request of three of its members. Five shall be a quorum for the transaction of business. It shall have general control and management of the affairs and funds of the Society, and it may appoint such special committees as to it may seem proper, composed wholly or in part of members of the Society outside of its own number. The Council, for cause, may suspend any officer, and its action must be reported, in writing, to the Society for approval or the reverse, within thirty days thereafter.

## Article VII.

### COMMITTEE ON MEMBERSHIP.

THE Committee on Membership shall be chosen by the Gentlemen of the Council, and shall be elected for one year. Three members shall constitute a quorum, and a negative vote of one member shall cause an adverse report to the Council upon the application of any candidate.

The proceedings of the Committee shall be secret and confidential. It shall have power to elect from its members a Chairman and Secretary, and to establish regulations for its government not inconsistent with the by-laws of the Society.

Any member failing to attend three successive meetings without sufficient excuse, shall be dropped from the committee, and the Council shall fill the vacancy caused thereby.

## Article VIII.

### COMMITTEE ON HISTORICAL DOCUMENTS.

THE Committee on Historical Documents, in connection with the Historian, who shall be *ex-officio* chairman, may prepare papers on matters of interest to the Society, and submit them to the Council. No paper shall be printed without the order of the Council. It shall use all possible efforts to secure original documents, muster-rolls and other papers or articles connected with the Colonial history of the country. It shall be empowered to correspond in the name of the Society with individuals, societies and governments, in the course of its investigations. It shall keep a record of its transactions.

## Article IX.

### COMMITTEE ON ENTERTAINMENT.

THE Committee on Entertainment shall be the Stewards of the Society's banquets, but must present to the Governor a list of all speakers and invited guests for his approval.

They shall have power to select places for banquets, and to issue tickets for the same, but they shall assume no expense without the approval of the Council.

They shall have charge of the annual election, and shall install the officers elected.

## Article X.

### ELECTION OF MEMBERS.

EVERY application for membership shall be made in writing, subscribed by the applicant under oath or affirmation, upon blanks prescribed by the Council, and approved by two members of the Society over their signatures. Applications shall be accompanied by proofs of eligibility, and shall be referred to the Committee on Membership, who shall carefully investigate the same and report their recommendation thereon to the Council.

Members may be elected at any meeting of the Council, but one negative vote of every five ballots cast shall cause the rejection of the candidate.

A rejected candidate shall not be permitted to apply for membership until the lapse of one year, except by the unanimous consent of the Committee on Membership and the Gentlemen of the Council.

Payment of the membership fee and dues for the current year shall accompany the application. In case the candidate shall be rejected, the amount paid by him shall be returned.

Membership shall be hereditary for all male descendants of the present members of this Society, and of those who may hereafter be elected, up to the limit that the Society may hereafter determine upon, subject to the vote of the Council upon the moral qualification of the person who may be an heir at any time to such membership.

## Article XI.

### DECLARATION.

**E**VERY applicant for membership shall declare upon honor that he will use his best efforts to promote the purposes of the Society, and will observe the Constitution and By-Laws of the same; and if a citizen of the United States, he shall declare that he will support the Constitution of the United States. Such declaration shall be in writing, and subscribed by the applicant.

## Article XII.

### RESIGNATION, DISQUALIFICATION AND EXPULSION.

**N**O resignation of any member shall become effective unless consented to by the Council.

No person who has become enrolled as a member of this Society shall be permitted to continue in membership after his proofs of eligibility shall have been found to be defective.

After six months' notice to such person to substantiate



his claim, and upon his failure satisfactorily so to do, the Council must direct the Secretary to erase his name from the membership roll.

The said person shall have the right to appeal to the Society at its next Court or to the General Court. If the said appeal be sustained by a two-thirds vote of the members present at such Court, his name shall be restored to said membership roll.

Any member, for conduct inconsistent with the character of a gentleman and man of honor, or for serious disloyalty to this Society, or for other grave cause, may be suspended or expelled from the Society. But no member shall be suspended or expelled unless written charges are presented against him. The Council, after hearing such charges, and giving him an opportunity to reply to them, may act by a two-thirds vote, and its action shall be final. The insignia of said member shall thereupon be returned to the Treasurer of the Society, and his rights therein shall be extinguished or suspended. The Treasurer shall refund to said member the amount paid for said insignia.

### Article XIII.

#### PURPOSES.

**A**T every meeting of the Council the purposes and general welfare of the Society shall be considered, and measures taken to promote and secure them. No party political question of the day, nor existing controversial religious subject shall be discussed or considered in the Council, or at any meeting of this Society, or of any of its committees.

### Article XIV.

#### COMMEMORATIONS.

**T**HE Society shall celebrate yearly some event in Colonial history, as a festival day, and its members shall dine together at least once in each year.

## Article XV.

### LOCAL SECRETARIES

**W**HEN ten or more members of this Society shall be resident in a city or town of the State of California, one of their number may be appointed Local Secretary by the Council, to hold office for one year, or until his successor be duly appointed. Subject to the approval of the Council, a Local Secretary may, in conjunction with the members locally resident, organize a Chapter of this Society; arrange local commemorations of men and events of Colonial history; hold annual and special meetings and elect such local officers as may be desired; provided, however, that all reports and recommendations from said Local Chapter to this Society shall be made through said Local Secretary.

## Article XVI.

### FLAG.

**T**HE Flag of this Society shall be Argent, a Cross of Saint George gules; an escutcheon or, bordered sable, charged with a Grizzly Bear, passant, proper; under the motto "Eureka."

## Article XVII.

### INSIGNIA AND DIPLOMA.

**T**HE Insignia and Diploma of Membership shall be those of the General Society; provided, however, that members may receive a certificate of membership in this Society, signed by the Governor, Registrar and Secretary, in such form as may be prescribed by the Council

## Article XVIII.

### SEAL.

**T**HE Great Seal of this society shall be: Within a beaded annulet a title scroll; Society of Colonial Wars in the State of California 1642-1775 surrounding a group of Colo-

nial weapons ; over all a shield, Quarterly, I and IV ; Gules a tower triple-towered or. (Castile). II and III ; Argent a lion rampant gules, crowned or. (Leon). Upon a chief of the last a grizzly bear, passant proper. (California).

### Article XIX.

#### COURTS.

**T**HE General Court of the Society shall be held on "Forefathers' Day," the twenty-first day of December in each year.

Should said date fall on a Sunday, then the General Court shall be held on the following Monday.

Special Courts may be called by the Governor at such times as in his opinion the interests of the Society may demand, and they must be called by the Secretary, by direction of the Council, or upon the written request of nine members.

The notice for the holding of the General Court shall be given as is provided by law for the notice of annual meetings of corporations in the State of California.

All notices of Special Courts shall be sent out at least twenty days before the date of such Courts.

Ten members shall be necessary to constitute a quorum for the transaction of business, and in all cases, except the amendment of the By-Laws, a majority of those present, or represented by proxy shall constitute a vote.

### Article XX.

#### PROXIES AND CUMULATIVE VOTING.

**A**NY member who is unable to be present at a General or Special Court of this Society may, nevertheless, have his vote counted, having first duly authorized, in writing, a member to act as his proxy thereat.

In all elections of officers, cumulative voting shall be lawful.



## Article XXI.

### ANCESTRAL RECORD.

**E**VERY member who shall present to the Registrar, duly verified before an officer authorized by law to administer an oath, a statement in writing, containing the particulars of his marriage, and the names and dates of the birth of his children, and such facts concerning his life and ancestry, and the ancestry of his wife, as he may desire to have perpetuated, shall be entitled to have the same filed among the archives, and spread at large upon the records of the Registrar of this Society.

## Article XXII.

### ADDRESSES OF MEMBERS.

**I**T shall be the duty of every member to inform the Secretary, by written communication, of his place of residence, and of any change thereof, and of his postoffice address. Service of any notice under the By-Laws on any member, addressed to his last residence or postoffice address, forwarded by mail, shall be sufficient service of notice.

## Article XXIII.

### DECEASE OF MEMBERS.

**U**PON the death of any member, notice thereof, and of the time and place of the funeral, shall be sent by the Secretary to every member residing in the county of the deceased member, and thereupon it shall become the duty of members, if practicable, to attend the obsequies.

Upon the information of the decease of a member, the Governor shall appoint from the Society four members as a Committee to represent the Society at the funeral.

Any member who becomes aware of the death of a fellow member, shall immediately notify the Secretary of the fact.

**Article XXIV.**

## FEES AND DUES.

**T**HE initiation fee shall be ten dollars. The annual dues shall be five dollars, payable between the first days of January and March of each year, after which latter date members who have not paid will be debarred from voting at the meetings of the Society; *provided*, that any member elected during the last three months of the year shall not be required to pay the annual dues for the year next ensuing. The payment at any one time of fifty dollars, in addition to the initiation fee, shall constitute life membership, such payment being in lieu of all annual dues. When the number of life members shall reach one hundred, the fee for life membership thereafter shall be one hundred dollars.

Any of the Charter members of this Society who, on the 30th day of November, 1895, was a member of another State Society, and who shall desire to retain his older membership, is hereby declared to be a member of this Society, with power to vote at any of its meetings, and eligible to any of its offices, and he shall be exempt from the payment of annual dues so long as he shall retain his membership in his former Society, and pay annual dues therein.

Any member who may contribute two hundred and fifty dollars to the "Permanent Fund" of the Society, shall be exempt from payment of all annual dues, and this exemption shall extend in perpetuity to his lineal successors in membership from the same propositus, one at a time, who shall be selected for such exemption by the Society, said perpetual membership to be transmitted by the holder subject to the approval of the Council.

The Council shall have the power to drop from the roll the name of any member who shall be at least two years in arrears for dues, and shall fail on proper notice to pay the same within sixty days; and on being dropped his member-

ship shall cease, but he may be restored to membership at any time by the Council upon his written application and the payment of all arrears to the date of his restoration.

### Article XXV.

#### PERMANENT FUND.

THERE shall be a "Permanent Fund," to be derived from all Life Membership fees and contributions, to remain forever for the use of the Society, the income only of which shall be expended.

### Article XXVI.

#### GOVERNOR.

THE Governor, or in his absence the Deputy-Governor or Lieutenant-Governor, or a Chairman *pro tempore*, shall preside at all Courts of the Society, and shall exercise the duties of a presiding officer, under parliamentary rules, subject to an appeal to the Society. He shall be a member *ex officio* of all Committees, except Nominating Committees, and the Committee on Membership.

The Governor shall have power to convene the Council at his discretion.

### Article XXVII.

#### SECRETARY.

THE Secretary shall conduct the general correspondence of the Society, and keep a record thereof. He shall notify all persons elected to membership in the Society, and shall perform such other duties as the Society or his office may require. He shall have charge of the seal, certificates of incorporation, books, by-laws, historical and other documents and records of the Society, other than those required to be deposited with the Registrar. He shall notify the Registrar of all admissions to membership. He shall certify all acts of the Society and, when required, authenticate them under seal.



He shall have charge of the printing and of publications issued by the Society. He shall give due notice of the time and place of holding all Courts of the Society and of the meetings of the Council. He shall be *ex officio* Secretary of the Council, and he shall keep a full and complete record of all the proceedings and orders of the Society and of the Council. In his absence from any meeting a Secretary *pro tempore* may be designated therefor.

The Secretary may be paid a salary at the discretion of the Council.

### Article XXVIII.

#### TREASURER.

THE Treasurer shall collect and keep the funds and securities of the Society. The money of the Society shall be deposited in some bank in the city of residence of the Treasurer to the credit of the "Society of Colonial Wars in the State of California," and such money shall be drawn thence on the checks of the Treasurer for the purposes of the Society only. He shall keep a true account of his receipts and payments, and at each annual meeting render the same to the Society.

For the faithful performance of his duty he may be required to give such security as the Council deems proper.

### Article XXIX.

#### HISTORIAN.

THE Historian shall keep a detailed record of all historical and commemorative celebrations of the Society, and shall edit and prepare for publication such historical addresses, papers and other documents as the Council may see proper to publish.

He shall also prepare a necrological list for the year, with biographies of deceased members, and cause the same to be printed in an appropriate form, by direction of the Council.

**Article XXX.**

## RESISTRAR.

**T**HE Registrar shall receive and file all the proofs upon which membership or supplemental ancestral record has been granted, and record a short abstract thereof. He shall make a record of all diplomas countersigned by him, and of all documents which the Society may obtain; and, under the direction of the Council, he shall make copies of such papers as the owners may not be willing to have in the keeping of the Society.

**Article XXXI.**

## CHANCELLOR

**T**HE Chancellor shall be a lawyer, duly admitted to the bar, and it shall be his duty to give legal opinions on matters affecting the Society when demanded by proper authority.

**Article XXXII.**

## SURGEON.

**T**HE Surgeon shall be a practicing physician.

**Article XXXIII.**

## CHAPLAIN.

**T**HE Chaplain shall be an ordained minister of a Christian church, and it shall be his duty to officiate when called upon by the proper officers.

**Article XXXIV.**

## ORDER OF BUSINESS.

**T**HE General and Special Courts of the Society shall be conducted according to parliamentary law, and the following order of business shall be followed so far the same may be applicable:

1. Calling the Court to order by the Governor.
2. Prayer by the Chaplain.
3. Reading of the record of prior Courts not acted upon.
4. Reports from Officers, Council and Committees.
5. Unfinished business.
6. New business.
7. Elections.
8. Benediction by the Chaplain.

### Article XXXV.

#### AMENDMENTS.

**N**O alteration or amendment of these by-laws shall be made unless notice thereof shall be duly given in writing, signed by the member proposing the same, at a General or Special Court of the Society, nor unless the same shall be adopted at a subsequent Court, held at least thirty days after such notice, by a vote of two-thirds of the members present.









*La Ciudad  
de Señora  
la Reina de Los Angeles*















